

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, MAY 23, 2006
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

Commissioners Present: Deb Schorr, Chair
Bob Workman, Vice Chair
Bernie Heier
Ray Stevens

Commissioners Absent: Larry Hudkins

Others Present: Kerry Eagan, Chief Administrative Officer
Patricia Owen, Chief Deputy County Clerk
Mike Thew, Chief Deputy County Attorney
Gwen Thorpe, Chief Deputy Administrative Officer

The Board of Commissioners meeting was called to order at 1:30 p.m..

- 1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, May 16, 2006.**

MOTION: Heier moved and Workman seconded approval of the minutes of the Board of Commissioners meeting held on May 16, 2006. Stevens, Workman, Heier and Schorr voted aye. Motion carried.

- 2) **CLAIMS: Approval of all claims processed through Tuesday, May 23, 2006.**

MOTION: Workman moved and Stevens seconded approval of all claims processed through May 23, 2006. Workman, Heier, Stevens and Schorr voted aye. Motion carried.

3) **PUBLIC HEARINGS:**

- A. Continuation of a public hearing regarding an application for Corporate Manager for Holly Christine Horsham and a new application for a Class I (Spirits, Wine, Beer, On Sale Only) liquor license from Ely's Service, Inc. d/b/a Marina Bay Grill (formerly Castaways Bar & Grill on Branched Oak) located at 10005 West Davey Road, Raymond, Lancaster County, Nebraska. (See New Business Item 5A for correlating documentation.)**

The Chair reconvened the public hearing and asked if anyone wished to provide testimony.

No one appeared and the hearing was closed.

- B. County Special Permit No. 06023, requested by American Family Association, Inc., for authority to construct a 498 foot radio broadcast tower capable of accommodating at least three carriers, on property generally located southeast of the intersection of South 54th Street and Pella Road, Lancaster County, Nebraska. (See New Business Item 5B for correlating documentation.)**

The Chair opened the public hearing and asked if anyone wished to provide testimony.

The Deputy Clerk administered the oath to David Whitelaw, representing American Family Association, Inc. and to Mike DeKalb, Planning Department.

Heier asked DeKalb if the County would be allowed to place an emergency transmitter on the tower.

Whitelaw stated yes. The County would be allowed to put an emergency transmitter on the tower.

Heier asked if they would be willing to have a bond if the tower was vacated.

Whitelaw indicated they would be willing to put up a bond.

3) **PUBLIC HEARINGS CONTINUED:**

Mike DeKalb stated in the City bonds for removal of cell towers have been in the \$15,000 to \$30,000 range. He added that the proposal was referred to Doug Ahlberg, Emergency Management Director, to contact American Family Association regarding a transmitter.

Whitelaw added that the bond would indicate American Family Association would return the property to its original state in the event they abandon the tower.

DeKalb stated the code does require the anchors to be outside of the yard setbacks. He added that a revised site plan needs to be submitted showing all anchors are outside the required yard setbacks prior to obtaining their building permit.

The Chair asked if anyone else wished to provide testimony.

No one appeared and the hearing was closed.

C. County Special Permit No. 06024, requested by Kurtis and Judy Polivka, for authority to locate and live in a mobile home as a temporary residence while building a permanent residence on property generally located at North 176th Street and Branched Oak Road, Lancaster County, Nebraska. (See New Business Item 5C for correlating documentation.)

The Chair opened the public hearing and asked if anyone wished to provide testimony.

No one appeared and the hearing closed.

4) **OLD BUSINESS:**

A. County Change of Zone 04074, from AG Agricultural District to AGR Agricultural Residential District, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska. (Removed from pending on May 9, 2006.)

B. County Special Permit 04058, Lakewood Hills Community Unit Plan, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage units, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska. (Removed from pending on May 9, 2006.)

4) **OLD BUSINESS CONTINUED:**

C. County Preliminary Plat 04028, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska. (Removed from pending on May 9, 2006.)

D. County Final Plat 04126, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska. (Removed from pending on May 9, 2006.)

At the request of the applicant and in agreement with the County Board, Old Business Items 4A through 4D were held until Tuesday, June 20, 2006 at 9:30 a.m..

5) **NEW BUSINESS:**

A. A resolution in the matter of an application for Corporate Manager for Holly Christine Horsham and a new application for a Class I (Spirits, Wine, Beer, On Sale Only) liquor license from Ely's Service, Inc. d/b/a Marina Bay Grill located at 10005 West Davey Road, Raymond, Lancaster County, Nebraska. (R-06-0054)

MOTION: Heier moved and Workman seconded approval of Resolution 06-0054 recommending approval of an application for Corporate Manager for Holly Christine Horsham and a new application for a Class I (Spirits, Wine, Beer, On Sale Only) liquor license from Ely's Service, Inc. d/b/a Marina Bay Grill located at 10005 West Davey Road, Raymond, Lancaster County, Nebraska.

Stevens asked if the previous liquor license would be surrendered in place of the new license. He also stated he found a recommendation from the Sheriff's Office relating to the Corporate Manager application, however, there was no recommendation on the new application for a liquor license.

Terry Wagner, County Sheriff, stated he would need to do some research to determine whether it is an additional or a replacement license.

5) **NEW BUSINESS CONTINUED:**

ROLL CALL: Heier, Workman and Schorr voted aye. Stevens voted no. Motion carried.

B. A resolution in the matter of County Special Permit No. 06023 requested by American Family Association, Inc. for authority to construct a 498 foot radio broadcast tower on property generally located southeast of the intersection of South 54th Street and Pella Road, Lancaster County, Nebraska. (R-06-0050)

MOTION: Stevens moved and Heier seconded approval of Resolution 06-0050 in the matter of County Special Permit No. 06023 requested by American Family Association, Inc. for authority to construct a 498 foot radio broadcast tower on property generally located southeast of the intersection of South 54th Street and Pella Road, Lancaster County, Nebraska.

FRIENDLY AMENDMENT: Heier offered a friendly amendment to approve the resolution subject to the provision that a surety bond be submitted by American Family Association, Inc., that the property be returned to its original state if the tower is vacated and that an emergency transmitter be allowed to locate on the tower at no charge to the County.

Stevens accepted the friendly amendment.

ROLL CALL: Workman, Stevens, Heier and Schorr voted aye. Motion carried.

CLARIFICATION OF MOTION: Approve Resolution 06-0050 in the matter of County Special Permit No. 06023 requested by American Family Association, Inc. for authority to construct a 498 foot radio broadcast tower on property generally located southeast of the intersection of South 54th Street and Pella Road, Lancaster County, Nebraska with the provision that a surety bond be submitted by American Family Association, Inc., that the property be returned to its original state if the tower is vacated and that an emergency transmitter be allowed to locate on the tower at no charge to the County.

C. A resolution in the matter of County Special Permit No. 06024 requested by Kurtis and Judy Polivka for authority to locate and live in a mobile home as a temporary residence while building a permanent residence on property located at North 176th Street and Branched Oak Road, Lancaster County, Nebraska. (R-06-0049)

5) **NEW BUSINESS CONTINUED:**

MOTION: Workman moved and Heier seconded approval of Resolution 06-0049 in the matter of County Special Permit No. 06024 requested by Kurtis and Judy Polivka for authority to locate and live in a mobile home as a temporary residence while building a permanent residence on property located at North 176th Street and Branched Oak Road, Lancaster County, Nebraska. Stevens, Workman, Heier and Schorr voted aye. Motion carried.

D. An application for a Special Designated License from Ken's Liquor, Inc. to provide liquor beverage service at a wedding reception on Saturday, June 17, 2006 from 5 p.m. to 1 a.m. at the Waverly Foundation Hall located at 11120 North 141st Street, Waverly, Lancaster County, Nebraska.

MOTION: Heier moved and Stevens seconded approval of an application for a Special Designated License from Ken's Liquor, Inc. to provide liquor beverage service at a wedding reception on Saturday, June 17, 2006 from 5 p.m. to 1 a.m. at the Waverly Foundation Hall located at 11120 North 141st Street, Waverly, Lancaster County, Nebraska. Stevens, Heier, Workman and Schorr voted aye. Motion carried.

E. Agreements with the following facilities to provide specialized medical care and assistance to Lancaster County General Assistance clients who have pending claims with the Social Security Administration and may be eligible for retroactive Medicaid benefits. The agreements set forth a reimbursement arrangement in which the County will provide payment for the medical care and the facilities will reimburse the County if/when the General Assistance client is later determined eligible for Medicaid reimbursement. The agreements are effective upon execution of both parties and contains a 30-day termination provision.

Allergy, Asthma & Immunology, P.C.
(C-06-0210)

Robert Arias, Ph.D. (C-06-0211)

Associated Anesthesiologists, P.C.
(C-06-0212)

Carolyn S. Cody, M.D. (C-06-0213)

Contemporary Healthcare (C-06-0214)

John F. Cordova, M.D. (C-06-0215)

Crossroads Physical Therapy (C-06-0216)

General Surgery Associates (C-06-0217)

Hanger Prosthetics & Orthotics (C-06-0218)

Lincoln Surgical Group, P.C. (C-06-0231)

Heart & Health Solutions (C-06-0219)

Lincoln Surgical Hospital (C-06-0220)

Dr. Dan Mosier (C-06-0221)

Stephen Paden, M.D. (C-06-0222)

Sanat Roy, M.D. (C-06-0223)

Surgical Care (C-06-0224)

Rafael Tatay, M.D. (C-06-0225)

Miles C. Tommeraasen, M.D. (C-06-0226)

Wedgewood Legacy Medical (C-06-0227)

Physicians' Surgical Center (C-06-0229)

Ear, Nose & Throat Specialties P.C. (C-06-0230)

North Lincoln Family Medical (C-06-0232)

5) **NEW BUSINESS CONTINUED:**

MOTION: Stevens moved and Workman seconded approval of the 22 agreements to provide specialized medical care and assistance to Lancaster County General Assistance clients who have pending claims with the Social Security Administration and may be eligible for retroactive Medicaid benefits. Stevens, Heier, Workman and Schorr voted aye. Motion carried.

F. A contract between the Lancaster County Engineering Department and Micheels Construction Company, in the amount of \$54,272, to apply armor coat surface treatment on Southwest 114th Street from the Village of Kramer to Highway 33. (C-06-0228)

MOTION: Stevens moved and Heier seconded approval of a contract between the Lancaster County Engineering Department and Micheels Construction Company, in the amount of \$54,272, to apply armor coat surface treatment on Southwest 114th Street from the Village of Kramer to Highway 33. Stevens, Heier, Workman and Schorr voted aye. Motion carried.

G. Recommendation from the Purchasing Agent and the Bid Review Committee to ratify contracts with the following vendors for the listed unit price for Lancaster County, the City of Lincoln and the Public Building Commission in relation to small emergency and routine maintenance and repair of facilities (under \$25,000), beginning May 1, 2006 through April 30, 2007 with an option to renew for two additional one year periods:

Roofing Services

Weathercraft Company of Lincoln
(C-06-0233)

Miscellaneous Demolition Services

MWE Services, Inc. (C-06-0237)
Mid-NE Grading & Demo (C-06-0238)
Judds Bros. Construction Co. (C-06-0239)
Brandt Excavating (C-06-0240)

Miscellaneous General Construction

K2 Construction (C-06-0234)
Dickey & Burham, Inc. (C-06-0235)
David Wood (C-06-0236)

**Miscellaneous Pavement Construction
& Reconstruction Services**

Walton Construction (C-06-0246)
Dickey & Burham, Inc. (C-06-0247)
Schmieding Concrete (C-06-0248)
Cather & Son's Construction (C-06-0249)
Pavers, Inc. (C-06-0250)

5) **NEW BUSINESS CONTINUED:**

Miscellaneous Electrical Services

Commonwealth Electric Company (C-06-0241)

Ensley Electrical Services, Inc. (C-06-0242)

Hy-Electric, Inc. (C-06-0243)

Progressive Electric (C-06-0244)

Willmar Electric Service, Inc. (C-06-0245)

MOTION: Stevens moved and Workman approval of 18 contracts for the listed unit price for Lancaster County, the City of Lincoln and the Public Building Commission in relation to small emergency and routine maintenance and repair of facilities (under \$25,000), beginning May 1, 2006 through April 30, 2007 with an option to renew for two additional one year periods. Workman, Heier, Stevens and Schorr voted aye. Motion carried.

H. Acceptance of a contract award from the Nebraska State Patrol for the Lancaster County Family Drug Court, in the amount of \$23,420. Term of the contract is March 1, 2005 through July 31, 2006. (C-06-0251)

MOTION: Heier moved and Stevens seconded approval of the acceptance of a contract award from the Nebraska State Patrol for the Lancaster County Family Drug Court, in the amount of \$23,420.

Mike Thew, Chief Deputy County Attorney, requested the item be held one week for further review.

Both the maker of the motion and the seconder agreed to withdraw the motion.

Schorr indicated the County Board would defer the item at the request of the County Attorney's Office.

I. An agreement with Seim, Johnson, Sestak and Quist L.L.P. to prepare and deliver the Medicare Form HCFA 2088-91-A cost report for the fiscal year ended June 30, 2006 for the Community Mental Health Center. The length of the agreement is from the date of execution until the cost report has been submitted to the County. The County will pay \$4,200 to \$4,700 for the services. (C-06-0252)

5) **NEW BUSINESS CONTINUED:**

MOTION: Workman moved and Heier seconded approval of an agreement with Seim, Johnson, Sestak and Quist L.L.P. to prepare and deliver the Medicare Form HCFA 2088-91-A cost report for the fiscal year ended June 30, 2006 for the Community Mental Health Center.

They requested the item be deferred one week for further review.

Both the maker of the motion and the seconder agreed to withdraw the motion.

Schorr indicated the County Board would defer the item at the request of the County Attorney's Office.

J. License agreements with The McLean Hospital Corporation for Basis-24 software used at the Crisis Center which allows staff to score and receive reports regarding patients. The County will pay \$300 for the Basis-24 license and \$215 for the Basis-24 webscore license, for a total of \$515. Term of the license agreements is October 1, 2005 through September 30, 2006. (C-06-0254)

MOTION: Stevens moved and Workman seconded approval of license agreements with The McLean Hospital Corporation for Basis-24 software used at the Crisis Center which allows staff to score and receive reports regarding patients. Workman, Heier, Stevens and Schorr voted aye. Motion carried.

K. An agreement with Interim Healthcare of Lincoln, L.L.C. for supplemental nursing services at the Community Mental Health Center. The agreement is effective upon execution by both parties and continues through June 30, 2007. The County will pay Interim based upon the rates provided in Attachment A. (C-06-0255)

MOTION: Stevens moved and Workman seconded approval of an agreement with Interim Healthcare of Lincoln, L.L.C. for supplemental nursing services at the Community Mental Health Center. Heier, Workman, Stevens and Schorr voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

- L. Renewal of a license for adult day services with the Nebraska Department of Health and Human Services for the Midtown Center in connection with the Community Mental Health Center (CMHC). The County will pay \$175 for the renewal license. (C-06-0256)**

MOTION: Workman moved and Stevens seconded approval of the renewal of a license for adult day services with the Nebraska Department of Health and Human Services for the Midtown Center in connection with the Community Mental Health Center (CMHC). Workman, Stevens, Heier and Schorr voted aye. Motion carried.

- M. Approval to submit a grant application to the Nebraska Department of Environmental Quality, on behalf of the Lancaster County Corrections Department, for the 2006 Keep Lincoln and Lancaster County Beautiful Litter Clean Up Program. The County will receive \$3,000 for the purpose of picking up litter along County roads.**

MOTION: Heier moved and Workman seconded approval to submit a grant application to the Nebraska Department of Environmental Quality, on behalf of the Lancaster County Corrections Department, for the 2006 Keep Lincoln and Lancaster County Beautiful Litter Clean Up Program. Stevens, Heier, Workman and Schorr voted aye. Motion carried.

- N. Recommendation from the Purchasing Agent and the Lancaster County Engineer to recognize all bids as follows for gravel, rock and gravel for ice control for Fiscal Year 2007: (B-06-0025)**

Gravel

- ▶ Concrete Industries d/b/a Western Sand & Gravel at \$7.75/ton
- ▶ Bluff Gravel at \$7.25/ton
- ▶ Lyman-Richey Sand & Gravel at \$8.65/ton

Rock Surface Type "A"

- ▶ Kerford Limestone at \$9/ton

Rock Surface Type "B"

- ▶ Martin-Marietta at \$9.70/ton

Gravel for Ice Control

- ▶ Concrete Industries d/b/a Western Sand & Gravel at \$4.35/ton
- ▶ Lyman-Richey Sand & Gravel at \$6.45/ton

5) **NEW BUSINESS CONTINUED:**

MOTION: Workman moved and Heier seconded approval to recognize all bids as follows for gravel, rock and gravel for ice control for Fiscal Year 2007 as recommended by the County Engineer and the Purchasing Agent. Heier, Workman, Stevens and Schorr voted aye. Motion carried.

O. Setting the salary of Michelle Paxton at \$54,000 as an attorney in the Lancaster County Attorney's Office, effective May 24, 2006.

MOTION: Stevens moved and Workman seconded approval of setting the salary of Michelle Paxton at \$54,000 as an attorney in the Lancaster County Attorney's Office, effective May 24, 2006. Heier, Workman, Stevens and Schorr voted aye. Motion carried.

P. Request from Dean L. and Marian Krueger for a refund of personal property taxes for 2004, in the approximate amount of \$76.76, and for 2005, in the approximate amount of \$61.82.

MOTION: Stevens moved and Heier seconded to accept the recommendation of the County Assessor/Register Deeds and approve a request from Dean L. and Marian Krueger for a refund of personal property taxes for 2004, in the approximate amount of \$76.76, and for 2005, in the approximate amount of \$61.82. Heier, Workman, Stevens and Schorr voted aye. Motion carried.

Q. A political subdivision tort claim filed against the Lancaster County Corrections Department by Michael Doran for lost property, in the amount of \$20.

MOTION: Heier moved and Workman seconded to accept the recommendation of the Director and deny a political subdivision tort claim filed against the Lancaster County Corrections Department by Michael Doran for lost property, in the amount of \$20. Stevens, Workman, Heier and Schorr voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

R. A political subdivision tort claim filed against the Lancaster County Corrections Department by Terry Flournoy for lost property, in the amount of \$20.

Workman suggested payment of the claim.

MOTION: Heier moved and Schorr seconded to accept the recommendation of the Director and approve the political subdivision tort claim filed against the Lancaster County Corrections Department by Terry Flournoy for lost property, in the amount of \$7.75.

AMENDMENT: Stevens moved to amend the motion and change the amount to \$12.25.

The maker of the motion did not concur.

ROLL CALL: Heier and Schorr voted yes. Stevens and Workman voted no. Motion tied.

MOTION: Workman moved and Stevens seconded to approve the political subdivision tort claim filed against the Lancaster County Corrections Department by Terry Flournoy for lost property, in the amount of \$15. Stevens, Workman and Schorr voted aye. Heier voted no. Motion carried.

S. A political subdivision tort claim filed against the Lancaster County Corrections Department by Erick Trimble for lost property, in the amount of \$94.

MOTION: Workman moved and Heier seconded to accept the recommendation of the Director and deny the political subdivision tort claim filed against the Lancaster County Corrections Department by Erick Trimble for lost property, in the amount of \$94. Workman, Stevens, Heier and Schorr voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

T. An agreement with Intrepid America-Nebraska, Inc. for supplemental nursing services at the Community Mental Health Center. The agreement is effective upon execution by both parties and continues through June 30, 2007. The County will pay registered nurses from \$47 to \$55 per hour. (C-06-0253)

MOTION: Heier moved and Workman seconded to approve an agreement with Intrepid America-Nebraska, Inc. for supplemental nursing services at the Community Mental Health Center.

Stevens suggested a friendly amendment that the approval be contingent upon receiving a certificate of liability insurance acceptable to the County Attorney's Office.

The maker of the motion agreed to the friendly amendment.

They indicated a new agreement which includes a change of name and certificate of insurance has been provided.

NOTE: The name of the vendor changed from Intrepid America-Nebraska, Inc. to Intrepid of Nebraska, Inc., Intrepid USA Health Care Services. A new certificate of insurance was also included.

ROLL CALL: Stevens, Workman, Heier and Schorr voted aye. Motion carried.

CLARIFICATION OF MOTION: Heier moved and Workman seconded approval of an agreement with Intrepid of Nebraska, Inc., Intrepid USA Health Care Services for supplemental nursing services at the Community Mental Health Center.

6) **CONSENT ITEMS:** *These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:*

A. Receive and Place on File:

1. County Engineer's Quarterly Report for January, February and March, 2006.
2. County Engineer's Quarterly Report for the GIS Division for January, February and March, 2006.
3. Audit Report of Lancaster County, Nebraska for year ended June 30, 2005.

B. Right-of-way contracts relating to culvert replacement between the Lancaster County Engineering Department and the following individuals:

- ▶ Russell and Kathleen Egger, in the amount of \$574.50, on Southwest 29th Street north of West Hallam Road; Project CP-W-264. (C-06-0257)
- ▶ Mildred Gerdes, in the amount of \$457, on Northwest 40th Street south of West Little Salt Road; CP-C-323. (C-06-0258)
- ▶ Harry Dale Giebenrath, in the amount of \$541, on North 40th Street north of Mill Road; Project CP-G-43. (C-06-0259)
- ▶ John and Joyce Howlett on Southwest 72nd Street north of West Martell Road; Project CP-U-24. This is a donation. (C-06-0260)
- ▶ Wanda Lee Nelson Mandigo, in the amount of \$245, on Alvo Road east of North 134th Street; Project CP-H-135. (C-06-0261)
- ▶ Ronald Schied, in the amount of \$91, on North 40th Street north of Mill Road; Project CP-G-43. (C-06-0262)
- ▶ Arvid Wunderlich on Waverly Road east of North 12th Street; Project CP-H-100. This is a donation. (C-06-0263)

MOTION: Stevens moved and Heier seconded approval of the Consent Items. Stevens, Heier, Workman and Schorr voted aye. Motion carried.

7) **ADJOURNMENT:**

MOTION: Stevens moved and Heier seconded adjournment of the Board of Commissioners meeting at 2:09 p.m.. Heier, Workman, Stevens and Schorr voted aye. Motion carried.

Patricia Owen
Chief Deputy County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, MAY 23, 2006
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING**

Commissioners Present: Deb Schorr, Chair
Bob Workman, Vice Chair
Bernie Heier
Ray Stevens

Commissioners Absent: Larry Hudkins

Others Present: Norm Agena, County Assessor/Register of Deeds
Kerry Eagan, Chief Administrative Officer
Patricia Owen, Chief Deputy County Clerk
Mike Thew, Chief Deputy County Attorney
Gwen Thorpe, Chief Deputy Administrative Officer

The Board of Equalization meeting was called to order at 2:09 p.m..

- 1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, May 16, 2006.**

MOTION: Heier moved and Workman seconded approval of the minutes of the Board of Equalization meeting held on May 16, 2006. Stevens, Workman, Heier and Schorr voted aye. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 237 additions and deductions to the tax assessment rolls per Attachment "A".

MOTION: Workman moved and Heier seconded approval of the additions and deductions to the tax assessment rolls. Workman, Heier, Stevens and Schorr voted aye. Motion carried.

3) **MOTOR VEHICLE TAX EXEMPTIONS:**

Cathedral of the Risen Christ
Community Blood Bank of the Lancaster County Medical Society (2
exemption applications)
Cornhusker Place, Inc.
First United Methodist Church
Lincoln Medical Education Partnership

MOTION: Heier moved and Workman seconded approval of the motor vehicle tax exemptions. Heier, Workman, Stevens and Schorr voted aye. Motion carried.

4) **APPROVAL OF 2006 451 AND 451A TAX EXEMPTIONS ON REAL AND PERSONAL PROPERTY PER ATTACHMENT "B":**

MOTION: Stevens moved and Heier seconded to accept the recommendation of the County Assessor/Register of Deeds and approve the 2006 451 and 451A tax exemptions and real and personal property per Attachment "B". Workman, Stevens, Heier and Schorr voted aye. Motion carried.

5) **APPROVAL OF 2006 PARTIAL 451 TAX EXEMPTIONS ON REAL PROPERTY PER ATTACHMENT "B":**

MOTION: Heier moved and Stevens seconded to accept the recommendation of the County Assessor/Register of Deeds and approve 2006 partial 451 tax exemptions on real property per Attachment "B". Stevens, Heier, Workman and Schorr voted aye. Motion carried.

6) **DENIAL OF 2006 451 AND 451A TAX EXEMPTIONS ON REAL PROPERTY PER ATTACHMENT "B":**

Union College

Stephen Bartling, attorney representing Union College, appeared and introduced LuAnn Davis, Vice President for Advancement.

Davis gave a brief overview of documentation (Exhibit 1) regarding Union College.

Peter Katt, attorney, appeared to discuss the recommendation to deny the 2006 451 tax exemptions on real property for Union College. Katt also submitted documentation regarding the legislative history of Legislative Bill 271 (Exhibit 2).

Discussion took place regarding the exemption.

Board consensus was to defer the 2006 451 tax exemptions for Union College.

MOTION: Stevens moved and Workman seconded to accept the recommendation from the County Assessor/Register of Deeds and deny the 2006 451 and 451A tax exemptions per Attachment "B" with the exception of the exemptions for Union College which were deferred for one week. Heier, Workman, Stevens and Schorr voted aye. Motion carried.

7) **APPROVAL OF 2006 451A AND 451 TAX EXEMPTIONS ON REAL AND PERSONAL PROPERTY WITH A LATE FILING PENALTY PER ATTACHMENT "B":**

Ruth Beer, Treasurer for Cedar Hill United Methodist Church, appeared and requested the County Board to waive the late filing penalty.

Agena stated the penalty would amount to either ten percent of the amount of tax due or \$100, whichever is less. He added that the County Board has no statutory authority to waive the penalty.

MOTION: Heier moved and Stevens seconded to accept the recommendation of the County Assessor/Register of Deeds and approve the 2006 451A and 451 tax exemptions on real and personal property with a late filing penalty per Attachment "B". Heier, Workman, Stevens and Schorr voted aye. Motion carried.

8) **ADJOURNMENT:**

MOTION: Heier moved and Stevens seconded adjournment of the Board of Equalization meeting at 2:45 p.m.. Heier, Workman, Stevens and Schorr voted aye. Motion carried.

Patricia Owen
Chief Deputy County Clerk

